

THE TOWN OF HILTON HEAD ISLAND

REGULAR TOWN COUNCIL MEETING

Date: Tuesday, June 18, 2013

Time: 4:01 P.M.

Present from Town Council: Drew A. Laughlin, *Mayor*; Bill Harkins, *Mayor Pro Tem*; George Williams, Kim Likins, Lee Edwards, Marc Grant, John McCann, *Council Members*

Present from Town Staff: Steve Riley, *Town Manager*; Greg DeLoach, *Assistant Town Manager*; Charles Cousins, *Director of Community Development*; Lavarn Lucas, *Fire Chief*; Tom Fultz, *Director of Administrative Services*; Susan Simmons, *Director of Finance*; Bret Martin, *Deputy Director of Finance*; Jeff Buckalew, *Town Engineer*; Julian Walls, *Facilities Manager*; Nancy Gasen, *Director of Human Resources*; Brian Hulbert, *Staff Attorney*; Marcy Benson, *Senior Grants Administrator*; Vicki Pfannenschmidt, *Executive Assistant*

Present from Media: Brian Heffernan, *Island Packet*

1) CALL TO ORDER

Mayor Laughlin called the meeting to order at 4:00 p.m.

2) PLEDGE TO THE FLAG

3) INVOCATION

4) FOIA Compliance – Public notification of this meeting has been published, posted, and mailed in compliance with the Freedom of Information Act and the Town of Hilton Head Island requirements.

5) Proclamations and Commendations

a. Carolina Day

Mr Jim Robinson, President of the Dr. George Mosse Chapter of the South Carolina Sons of the American Revolution was present to accept the proclamation.

b. Captain Toby McSwain

Toby McSwain was present to accept the Commendation. He thanked Town Council for the recognition and stated that working with Town Staff was a truly enjoyable experience.

6) Approval of Minutes

a. Town Council Special Meeting – May 28, 2013

Mr. Harkins moved to approve. Mr. McCann seconded. The minutes of the May 28, 2013 Town Council Special Meeting were unanimously approved by a vote of 7-0.

b. Town Council Special Meeting/Budget Workshop – May 30, 2013

Mr. Harkins moved to approve. Mr. McCann seconded. The minutes of the May 30, 2013 Town Council Special Meeting/Budget Workshop were unanimously approved by a vote of 7-0.

c. Town Council Meeting – June 4, 2013

Mr. Harkins moved to approve. Mrs. Likins seconded. The minutes of the June 4, 2013 Town Council meeting were unanimously approved by a vote of 7-0.

7) Report of the Town Manager

a. Town Manager's Items of Interest

Mr. Riley reported on some Items of Interest.

b. May, 2013 Policy Agenda, Management Targets and CIP Updates

Mr. Riley noted the Policy Agenda update through May was included in the agenda packet, and he was happy to answer any questions from Council.

c. Hazard Mitigation Plan Annual Progress Report

Marcy Benson presented the progress report.

d. Semi-Annual Land Acquisition Update

Mr. Riley reviewed the report.

8) Reports from Members of Council

a. General Reports from Council

None.

b. Report of the Intergovernmental Relations Committee – George Williams, Chairman

Mr. Williams stated the Committee met on June 17 to review and discuss several bills that did not make it through the legislature this term, and to determine if more background information is needed in order to make decisions of support or opposition. Mr. Williams distributed a draft of a letter to Senator Davis commending him and the General Assembly in successfully adopting two more of the quality of life measures that the Department of Defense wants to see from States that have military bases. The letter included an invitation to Senator Davis to meet with the Intergovernmental Relations Committee prior to next year's legislative session. He asked Council to review the letter and moved for approval to send the letter under the Mayor's signature. Mr. Harkins seconded. The motion was approved unanimously by a vote of 7-0.

c. Report of the Personnel Committee – Lee Edwards, Chairman

Mr. Edwards reported the Personnel Committee had concluded the interview process and will be discussing appointments during Executive Session.

d. Report of the Planning & Development Standards Committee – John McCann, Chairman

No report.

e. Report of the Public Facilities Committee – Kim Likins, Chairman

No report.

f. Report of the Public Safety Committee – Marc Grant, Chairman

No report.

g. Report of the LMO Rewrite Committee – Kim Likins, Ex-Officio Member

Mrs. Likins said the Committee continues to meet weekly with a meeting scheduled for June 19 at 8:30 a.m. and would continue to review the proposed zoning map.

9) Appearance by Citizens

Francine Norz Tobin addressed Council concerning an amendment to the Land Management Ordinance (LMO) to eliminate the distance requirements between an auto sales site and an existing residential use.

10) Unfinished Business

a. Second Reading of Proposed Ordinance No. 2013-05

Second Reading of Proposed Ordinance No. 2013-05 to raise revenue and adopt a budget for the Town of Hilton Head Island, South Carolina, for the fiscal year ending June 30, 2014; to establish a property tax levy; to establish funds; to establish a policy for acquisition of rights of way and easements; and providing for severability and an effective date.

Mr. Harkins moved to approve. Mr. Williams seconded. Mr. Williams reminded all this is a revenue neutral budget and as they get into the reassessments and the property tax rates may change due to such. The motion was unanimously approved by a vote of 7-0.

11) New Business

a. Consideration of a Resolution – Mid Year Workshop Update

Consideration of a Resolution of the Town Council of the Town of Hilton Head Island, South Carolina, updating Town of Hilton Head Island Council 2013 Policy Agenda/Targets for Action, 2013 Management Agenda, and Governance Actions.

Mr. Harkins moved to approve. Mrs. Likins seconded. Mr. Alan Perry of the Island Recreation Association stated the Board has concerns with the direction of the Mid-Year Workshop results. He requested a workshop take place with the board from Island Recreation Association and Town Council. Mayor Laughlin stated a workshop session will be scheduled. The motion was unanimously approved by a vote of 7-0.

b. First Reading of Proposed Ordinance 2013-07

First Reading of Proposed Ordinance 2013-07 to amend the Municipal Code of the Town of Hilton Head Island by adding Article 6 Section 12-1-611 to Chapter 1 of Title 12, establishing a regulation prohibiting the use of a handheld electronic communication device for the reviewing, drafting, or sending of electronic communications while operating a motor vehicle in the Town of Hilton Head Island; and providing for severability and an effective date.

Mr. Harkins moved to approve. Mrs. Likins seconded. Mr. Williams stated he fully supports the concept of no texting Statewide and thus felt there should be a State ordinance. Mr. Harkins stated the Town will be well served if it passes at the State level but this represents one more community against texting while driving and will send a message to the legislature. Mrs. Likins and Mr. Edwards concurred. Mayor Laughlin stated he also prefers that the State would act on the issue but if this ordinance would stop one person from texting while driving, it is worthwhile. Mr. Chester Williams spoke in favor of the proposed ordinance but stated he had issues with the language. The motion was approved by a vote of 6-1. (Mr. Williams was opposed.)

c. First Reading of Proposed Ordinance 2013-09

First Reading of Proposed Ordinance 2013-09 of the Town of Hilton Head Island, South Carolina, authorizing the execution of a lease with the Island Recreation Association, Inc. for property owned by the Town of Hilton Head Island, South Carolina, pursuant to the authority of S.C. Code Ann. Sec. 5-7-40 (Supp. 2012), and Sec. 2-7-20, *Code of the Town of Hilton Head Island, South Carolina*, (1983); and providing for severability and an effective date.

Mr. Harkins moved to approve. Mr. Williams seconded. The motion was unanimously approved by a vote of 7-0.

12) Executive Session

Mr. Riley stated he needed an Executive Session for contractual matters related to land acquisition, including the possible sale of Town-owned land; legal matters regarding the adoption of a written order concerning the Kigre, Inc., matter; contractual matters to a proposed contract; and personnel matters related to appointments boards and commissions.

At 4:38 p.m. Mr. Harkins moved to go into Executive Session for the reasons given by the Town Manager. Mr. Williams seconded. The motion was unanimously approved by a vote of 7-0.

Mayor Laughlin called the meeting back to order at 5:54 p.m. and the remaining New Business items were handled.

b. Consideration of appointments to Boards and Commissions

Council Member Lee Edwards moved that the following town board and commission members be re-appointed:

For the Accommodations Tax Committee, re-appoint Robert Stenhammer to a 3 year term.

For the Board of Zoning Appeals, re-appoint Peter Kristian to a 3 year term.

For the Construction Board of Adjustments and Appeals, re-appoint Neil Gordon, Frank Guidobono, and Ling Graves to 4 year terms.

For the Design Review Board, re-appoint Deborah Welch to a 3 year term.

For the Planning Commission, re-appoint Terry Ennis to a 1 year term, as according to Town Code Section 2-13-40, Council finds extraordinary circumstances to do so and that it is in the best interests of the community. Also, re-appoint Alex Brown to a 3 year term.

Further moved that the following new appointments be made:

For the Accommodations Tax Committee, appoint Rob Bender to a 3 year term to begin 7/1/13 as a Hospitality representative, and appoint Bob Spear to a 3 year term to begin 7/1/13 as a Hospitality representative.

For the Board of Zoning Appeals, appoint Jeff North to a 3 year term to begin 7/1/13 as an At-Large representative, and appoint David Fingerhut to a 3 year term to begin 7/1/13 as an At-Large representative.

For the Parks and Recreation Commission, appoint Andrew Schumacher to a 3 year term to begin 7/1/13.

For the Planning Commission, appoint Judd Carstens to a 3 year term to begin 7/1/13 as an At-Large representative.

Mrs. Likins seconded. The motion was unanimously approved by a vote of 7-0.

a. Consideration of the adoption of a written order regarding Kigre, Inc.

In reference to a draft written order regarding Kigre, Inc. reviewed in Executive Session, Mr. Harkins moved to adopt the written order. Mrs. Likins seconded. The motion was unanimously approved by a vote of 7-0.

13) Adjournment

Mr. Williams moved to adjourn. Mr. McCann seconded. The motion was unanimously approved by a vote of 7-0. The meeting was adjourned at 5:57 p.m.

Vicki L. Pfannenschmidt

Executive Assistant

Approved:

Drew A. Laughlin, Mayor